

1 PILLSBURY WINTHROP SHAW PITTMAN LLP
JOHN R. HEISSE (SBN 134964)
2 john.heisse@pillsburylaw.com
ERICA N. TURCIOS (SBN 271655)
3 erica.turcios@pillsburylaw.com
Four Embarcadero Center, 22nd Floor
4 San Francisco, CA 94111
Telephone: (415) 983-1000
5 Facsimile: (415) 983-1200

6 Attorneys for Defendant
TRAVELERS CASUALTY AND SURETY
7 COMPANY OF AMERICA

FILED

JAN 24 2013

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

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UNITED STATES DISTRICT COURT

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NORTHERN DISTRICT OF CALIFORNIA

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13 UNITED STATES OF AMERICA, for the
14 use of WHCI Plumbing Supply Co., a
California corporation,

15 Plaintiff,

16 vs.

17 MCCARTHY BUILDING COMPANIES,
18 INC., FEDERAL INSURANCE COMPANY,
and TRAVELERS CASUALTY AND
SURETY COMPANY OF AMERICA,

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Defendants.

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Case No. C 12-06270 HRL

E-FILING

ORDER RE

JOINT STIPULATION EXTENDING
TIME TO ANSWER OR OTHERWISE
RESPOND TO COMPLAINT

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Pursuant to Civil Local Rule 6-1(a) of the United States District Court, Northern
District of California, Use Plaintiff WHCI PLUMBING SUPPLY COMPANY ("WHCI")
and Defendant TRAVELERS CASUALTY AND SURETY COMPANY OF AMERICA
("Travelers"), HEREBY STIPULATE, through their respective counsel of record, as
follows:

1. WHEREAS, WHCI filed the within complaint on or about December 11,
2012;

1 2. WHEREAS Travelers received a copy of the summons in this action on
2 December 27, 2012;

3 3. WHEREAS, pursuant to Federal Rule of Civil Procedure 12(a)(1)(A),
4 Travelers has until January 17, 2013 to answer or otherwise respond to the complaint;

5 4. WHEREAS, WHCI and Defendant MCCARTHY BUILDING
6 COMPANIES, INC. are working to resolve the underlying dispute, along with third parties
7 who must be involved in its resolution and are optimistic that the dispute will be fully
8 resolved by March, 2013;

9 5. WHEREAS, counsel for WHCI and Defendants have conferred regarding
10 Defendants' response date and have agreed that Defendants shall have up to and including
11 March 12, 2013 to answer or otherwise respond to the complaint; and,

12 6. WHEREAS, this stipulation will not alter the date of any event or any
13 deadline already fixed by Court order;

14 7. WHEREAS, pursuant to Civil Local Rule 6.1(a), no court order is required
15 to effect this Stipulated Extension.

16 THEREFORE, WHCI and Travelers stipulate that Defendants shall have up to and
17 including March 12, 2013 to answer or otherwise respond to the complaint.

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1 Dated: January 17, 2013

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PILLSBURY WINTHROP SHAW
PITTMAN LLP
ERICA N. TURCIOS
Four Embarcadero Center, 22nd Floor
San Francisco, CA 94111

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By /s/ Erica Turcios
Attorneys for Defendant TRAVELERS
CASUALTY AND SURETY
COMPANY OF AMERICA

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9 Dated: January 17, 2013

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LAW OFFICE OF WILLIAM F. BURNS
WILLIAM F. BURNS
699 Peters Avenue, Suite B
Pleasanton, CA 94566

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By _____
Attorneys for Use Plaintiff WHCI
PLUMBING SUPPLY CO.

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1 Dated: January 17, 2013

2 PILLSBURY WINTHROP SHAW
3 PITTMAN LLP
4 ERICA N. TURCIOS
5 Four Embarcadero Center, 22nd Floor
6 San Francisco, CA 94111

7 By _____
8 Attorneys for Defendant TRAVELERS
9 CASUALTY AND SURETY
10 COMPANY OF AMERICA

11 Dated: January 17, 2013

12 LAW OFFICE OF WILLIAM F. BURNS
13 WILLIAM F. BURNS
14 699 Peters Avenue, Suite B
15 Pleasanton, CA 94566

16 By _____
17 Attorneys for Use Plaintiff WHCI
18 PLUMBING SUPPLY CO.

19 THE INITIAL CASE MANAGEMENT CONFERENCE SET FOR MARCH 19,
20 2013 IS CONTINUED TO APRIL 23, 2013, 1:30 p.m. ALL RELATED
21 DEADLINES IN THE COURT'S ORDER SETTING INITIAL CASE MANAGEMENT
22 CONFERENCE AND ADR DEADLINES (Dkt. No. 5) ARE ADJUSTED
23 ACCORDINGLY.

24 IT IS SO ORDERED:

25 HOWARD B. LLOYD
26 U.S. MAGISTRATE JUDGE

27 DATE: 1/28/13